

Hon. Robert S. Lasnik

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CONTINENTAL CASUALTY COMPANY
and TRANSCONTINENTAL INSURANCE
COMPANY,

Plaintiff,

v.

CORUS PHARMA, INC., SALUS
PHARMA, INC., ALAN BRUCE
MONTGOMERY, and WILLIAM BAKER,

Defendants.

NO. 2:06-cv-00921-RSL

ORDER CONTINUING TRIAL AND
EXTENDING OTHER CASE
DEADLINES

NOTE ON MOTION CALENDAR:
Thursday, October 4, 2007

Based in part on the stipulation of the parties, the case management schedule in the above-captioned matter is hereby amended as follows:

TRIAL DATE

May 5, 2008

All motions related to discovery must be noted on the motion
calendar no later than the Friday before discovery closes
pursuant to CR7(d)(3) or CR37(a)(2)(B)

Discovery completed by

January 13, 2008

ORDER CONTINUING TRIAL AND EXTENDING
OTHER CASE DEADLINES - 1

1 All dispositive motions must be filed by
2 and noted on the motion calendar no later than
3 the fourth Friday thereafter (see CR 7(d)) February 12, 2008

4 Settlement conference per CR 39.1(c)(2) held no later than March 13, 2008

5 Mediation per CR 39.1(c)(3) held no later than April 12, 2008

6 All motions in limine must be filed by
7 and noted on the motion calendar seven judicial days
8 thereafter pursuant to CR 7(d)(2) April 14, 2008

9 Agreed pretrial order due April 30, 2008

10 Pretrial conference to be scheduled by the Court

11 Trial brief, proposed voir dire questions, proposed
12 jury instructions, and trial exhibits due May 2, 2008

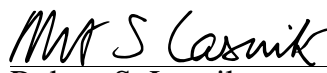
13 Pursuant to the Court's November 6, 2006 Order Setting Trial Date and Related Dates,
14 trial in this matter is presently set for January 7, 2008. The deadline for the parties to have
15 completed discovery in this matter is September 9, 2007. As more fully set forth in Defendants'
16 Motion for Extension of Discovery Deadline and the parties' related submissions, the inability to
17 reach consensus on a protective order to be entered in this matter has prevented Defendants from
18 producing documents to Plaintiffs and, thus, has prevented Plaintiffs from completing their
19 discovery.

20 As the parties were finalizing their submissions on Defendants' pending motion, counsel
21 began discussions to reach agreement on this stipulation. The parties believe that a trial
22 continuance of approximately 120 days and a correlating extension of other case deadlines is both
23 necessary and equitable to allow the parties to complete discovery and adequately prepare their
24 cases for trial. The parties' stipulation as to the extension of the date by which discovery must be
25 completed, as set forth above, applies solely to Plaintiffs' right to conduct discovery related to
26 documents and/or information to be produced subject to a protective order to be entered in this
27 action and the Defendants' discovery, if any, in response to deposition or document discovery
28 undertaken by Plaintiffs during such discovery extension.

ORDER CONTINUING TRIAL AND EXTENDING
OTHER CASE DEADLINES - 2

1 Defendants' pending Motion for Extension of Discovery Deadline is hereby stricken as
2 moot.

3
4 DATED this 9th day of October, 2007.

5 
6 Robert S. Lasnik
7 United States District Judge
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER CONTINUING TRIAL AND EXTENDING
OTHER CASE DEADLINES - 3

2:06-cv-00921-RSL
#644603 v1 / 33335-003